



01-09-06

I fw

PATENT  
Customer No. 22,852  
Attorney Docket No. 9131.0020-00

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )  
)  
OVERBY, Johan D. et al. ) Group Art Unit: 2862  
)  
Serial No.: 10/759,747 ) Examiner: WHITTINGTON, Kenneth  
)  
Filed: January 15, 2004 )  
) Confirmation No.: 6889  
For: METHOD AND APPARATUS FOR )  
DIGITAL DETECTION OF ELECTRONIC )  
MARKERS USING FREQUENCY )  
APPLICATION )

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**RESPONSE TO RESTRICTION REQUIREMENT**

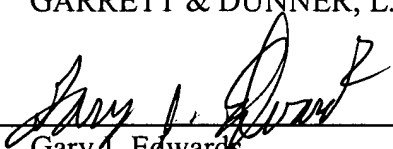
In a restriction requirement dated December 7, 2005, the Examiner required restriction under 35 U.S.C. § 121 between Group I, claims 1-17 and 25-27, and Group II, claims 18-24. Applicants provisionally elect to prosecute Group II, claims 18-24 drawn to a method for tuning a marker locator.

Please grant any extensions of time required to enter this response and charge any additional required fees to our deposit account 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

Dated: January 6, 2006

By:   
Gary J. Edwards  
Reg. No. 41,008

EXPRESS MAIL LABEL NO.  
EV 758329324 US